

The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

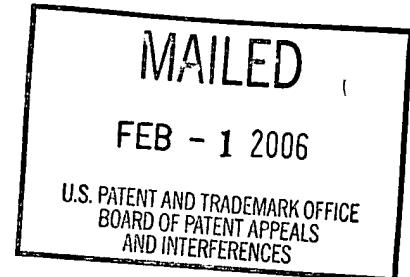
UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

Ex parte JOSEPH R. BYRUM

Appeal No. 2004-1773  
Application 09/421,106

**ORDER DISMISSING APPEAL**



Before FLEMING, Chief Administrative Patent Judge,  
HARKCOM, Vice Chief Administrative Patent Judge,  
ADAMS, Administrative Patent Judge.

Per curiam.

On June 6, 2003, appellant filed a Notice of Appeal. On December 22, 2005, appellant filed a communication requesting that this application be expressly abandoned in view of a continuing application filed December 20, 2005.

Accordingly, it is

ORDERED that the appeal filed June 6, 2003, is dismissed.

Appeal No. 2004-1773  
Application 09/421,106

The application is being returned to the examiner for further action as may be appropriate.

  
Michael R. Fleming, Chief  
Administrative Patent Judge

  
Gary V. Harkcom, Vice Chief  
Administrative Patent Judge

  
Donald E. Adams  
Administrative Patent Judge

}  
BOARD OF PATENT  
APPEALS AND  
INTERFERENCES

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